

Attorney Docket No. 9336-3

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Timothy M. Crowder et al.

Confirmation No.: 5387

Serial No.: 10/606,678

Group Art Unit: 3651

Filed: June 26, 2003

Examiner: Khoi H. Tran

For: **APPARATUS, SYSTEMS AND RELATED METHODS FOR PROCESSING,
DISPENSING AND/OR EVALUATING NON-PHARMACEUTICAL DRY POWDERS**

Date: January 6, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**AMENDMENT AND RESPONSE TO
OFFICE ACTION DATED DECEMBER 7, 2004**

Sir:

Responsive to the Office Action dated December 7, 2004 please amend the above-identified application as instructed and/or shown herein.

If any extension of time for the accompanying response or submission is required, Applicant requests that this be considered a petition therefor. The Commissioner is hereby authorized to charge any additional fee, which may be required, or credit any refund, to our Deposit Account No. 50-0220.

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this document.

Remarks begin on page 9 of this document.

**RECEIVED
CENTRAL FAX CENTER**

JAN 06 2005

**MYERS BIGEL SIBLEY & SAJOVEC, P.A.
Patent Attorneys
4140 Parklake Avenue, Suite 600, Raleigh, NC 27612
or
P.O. Box 37428
Raleigh, NC 27627
919-854-1400
Facsimile 919-854-1401**

**TELECOPIER TRANSMISSION
COVER SHEET**

Date: January 6, 2005 File Number: 9336.3

Telecopier No.: 703-872-9306 Telephone No.:

To: Commissioner for Patents

Company: U.S. Patent and Trademark Office

From: Julie H. Richardson

Number of Pages: 23 Return fax to: Rosa Lee

If there is a problem with this transmission, please call (919) 854-1400. Our fax number is (919) 854-1401.

Amendment (14 pgs)

IDS w/ 2 references cited; copy of Japanese reference and Abstract attached

Confidentiality Note

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby prohibited. If you have received this telecopy in error, please immediately notify us by telephone and return the original message to us at the address above via the United States Postal Service. THANK YOU.